

- (i) creates a substantial risk of death;
- (ii) causes serious permanent disfigurement or protracted loss or impairment of the function or process of a bodily member or organ; or
- (iii) at the time of injury, can reasonably be expected to result in serious permanent disfigurement or protracted loss or impairment of the function or process of a bodily member or organ.
- (b) The term includes serious mental illness or impairment.
- (67) "Sexual contact" means touching of the sexual or other intimate parts of the person of another, directly or through clothing, in order to knowingly or purposely:
 - (a) cause bodily injury to or humiliate, harass, or degrade another; or
 - (b) arouse or gratify the sexual response or desire of either party.
- (68) (a) "Sexual intercourse" means penetration of the vulva, anus, or mouth of one person by the penis of another person, penetration of the vulva or anus of one person by a body member of another person, or penetration of the vulva or anus of one person by a foreign instrument or object manipulated by another person to knowingly or purposely:
 - (i) cause bodily injury to or humiliate, harass, or degrade; or
 - (ii) arouse or gratify the sexual response or desire of either party.
- (b) For purposes of subsection (68)(a), any penetration, however slight, is sufficient.
- (69) "Solicit" or "solicitation" means to command, authorize, urge, incite, request, or advise another to commit an offense.
- (70) "State" or "this state" means the state of Montana, all the land and water in respect to which the state of Montana has either exclusive or concurrent jurisdiction, and the air space above the land and water.
- (71) "Statute" means an act of the legislature of this state.
- (72) "Stolen property" means property over which control has been obtained by theft.
- (73) A "stop" is the temporary detention of a person that results when a peace officer orders the person to remain in the peace officer's presence.
- (74) "Tamper" means to interfere with something improperly, meddle with it, make unwarranted alterations in its existing condition, or deposit refuse upon it.
- (75) "Telephone" means any type of telephone, including but not limited to a corded, uncorded, cellular, or satellite telephone.
- (76) "Threat" means a menace, however communicated, to:
 - (a) inflict physical harm on the person threatened or any other person or on property;
 - (b) subject any person to physical confinement or restraint;
 - (c) commit a criminal offense;
 - (d) accuse a person of a criminal offense;
 - (e) expose a person to hatred, contempt, or ridicule;
 - (f) harm the credit or business reputation of a person;
 - (g) reveal information sought to be concealed by the person threatened;
 - (h) take action as an official against anyone or anything, withhold official action, or cause the action or withholding;
 - (i) bring about or continue a strike, boycott, or other similar collective action if the person making the threat demands or receives property that is not for the benefit of groups that the person purports to represent; or
 - (j) testify or provide information or withhold testimony or information with respect to another's legal claim or defense.
- (77) (a) "Value" means the market value of the property at the time and place of the crime or, if the market value cannot be satisfactorily ascertained, the cost of the replacement of the property within a reasonable time after the crime. If the offender appropriates a portion of the value of the property, the value must be determined as follows:
 - (i) The value of an instrument constituting an evidence of debt, such as a check, draft, or promissory note, is considered the amount due or collectible. The figure is ordinarily the face amount of the indebtedness less any portion of the indebtedness that has been satisfied.